IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 11TH JANUARY 2007 / 21ST PAUSHA 1928

WP(C).No. 13566 of 2004(M)

PETITIONER:

MRS.MARIYA MOHAMMEDKUTTY,
AGED 39 YEARS, W/O. MOHAMMED KUTTY,
CHETTIYARTHODI HOUSE, P.O. KURUVATTUR,
VALLAPUZHA, PALGHAT.

BY ADV. SRI.P.GOPINATH MENON

RESPONDENTS:
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1. THE ADDITIONAL REGISTERING AUTHORITY,
PATTAMBI, PALAKKAD.

2. THE JOINT REGIONAL TRANSPORT OFFICER,
PATTAMBI, PALAKKAD.

BY SPL.GOVT.PLEADER-(SRI.JULIAN XAVIER.J.)
BY GOVERNMENT PLEADER SMT.SMITHA SUKUMARAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.13566/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE RELEVANT PAGES OF THE REGISTRATION CERTIFICATE OF THE VEHICLE MERCEDES BENZ MOTOR CAR BEARING REGISTRATION NO.UP-32 AQ/1035.

EXT.P2:- COPY OF THE REQUEST MADE BY THE ADDITIONAL REGISTERING AUTHORITY , PATTAMBI DT.21.11.2003.

.EXT.P3:- COPY OF THE COMMUNICATION ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER DT. 15.1.2004.

RESPONDENTS EXHIBITS

EXT.R1(A):- COPY OF THE CIRCULAR NO.3/95 OF TRANSPORT COMMISSIONER , THIRUVANANTHAPURAM DT.28.2.95.

EXT.R1(B):- COPY OF THE LETTER OF THE COMMERICIAL TAX OFFICER DT.13.6.5.

/TRUE COPY/

tss

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 13566 OF 2004-M

JUDGMENT

The petitioner challenges the demand of entry tax for a car brought by her from outside the State. The point raised by the petitioner is covered in her favour by the decision of this Court in O.P.No.434/1996 and connected cases. Her vehicle has been registered pursuant to the interim order of this Court. The registration of the same shall be treated as regular. The entry made in the R.C. Book of the petitioner's vehicle that it shall not be transferred, shall be deleted by the 1st respondent registering authority.

The Writ Petition is disposed of as above.

11th January, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/